

House Bill 159

By: Representatives Day of the 163rd, Stephens of the 164th, and Neal of the 1st

A BILL TO BE ENTITLED
AN ACT

To amend Article 2 of Chapter 14 of Title 40 of the Official Code of Georgia Annotated, relating to speed detection devices, so as to prohibit the use of such devices on highways or bridges which have a grade in excess of 7 percent; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 2 of Chapter 14 of Title 40 of the Official Code of Georgia Annotated, relating to speed detection devices, is amended by striking Code Section 40-14-9, relating to admissibility of certain evidence and use of speed detection devices on hills, and inserting in its place a new Code Section 40-14-9 to read as follows:

"40-14-9.

(a) Evidence obtained by county or municipal law enforcement officers in using speed detection devices within 300 feet of a reduction of a speed limit inside an incorporated municipality or within 600 feet of a reduction of a speed limit outside an incorporated municipality or consolidated city-county government shall be inadmissible in the prosecution of a violation of any municipal ordinance, county ordinance, or state law regulating speed; nor shall such evidence be admissible in the prosecution of a violation as aforesaid when such violation has occurred within 30 days following a reduction of the speed limit in the area where the violation took place, except that this 30 day limitation shall not apply to a speeding violation within a highway work zone, as defined in Code Section 40-6-188.

(b) No speed detection device shall be employed by county, municipal, or campus law enforcement officers on any portion of any highway or bridge which has a grade in excess of 7 percent.

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